

Founded in 1852  
by Sidney Davy Miller

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February 22, 2013

**EB Docket No. 06-36**  
**Via ECFS**

Marlene H. Dortch, Secretary  
Office of the Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street S.W., Suite TW-A325  
Washington, D.C. 20554

Dear Secretary Dortch,

In accordance with 47 CFR 64.2009(e), please find attached **Westphalia Communications, Inc.'s** Annual Compliance Certificate for the previous calendar year, 2012. The Compliance Certificate includes Westphalia Communications, Inc.'s:

- Statement explaining how its operating procedures ensure compliance with 47 CFR, Part 64, Subpart U;
- An explanation of any actions taken against data brokers; and
- A summary of all customer complaints received in the past year concerning the unauthorized release of customer proprietary network information (CPNI).

If you have any questions regarding this filing, please direct them to the undersigned.

Sincerely,

Michael C. Rampe

Enclosure

cc: Best Copy and Printing, Inc., [FCC@BCPIWEB.COM](mailto:FCC@BCPIWEB.COM)  
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**Annual 47 C.F.R. § 64.2009(e) CPNI Certification**

**EB Docket 06-36**

**Annual 64.2009(e) CPNI Certification for 2013 Covering the Prior Calendar Year 2012**

Date filed: February 22, 2013

Name of Company covered by this certification: **Westphalia Communications, Inc.**

Form 499 Filer ID: 818712

Name of signatory: David A. Fox

Title of signatory: President

Certification:

I, David A. Fox, certify that I am an officer of Westphalia Broadband, Inc. (WBI), I was an officer of Westphalia Communications, Inc. (WCI) on and before December 31, 2011, and that I have personal knowledge of the subjects discussed herein.

WCI merged with WBI on December 31, 2011, with WBI as the surviving entity. WCI and WBI filed a notice of this pro forma merger (along with a copy of their notice to customers) with the Commission on November 28, 2011 in CC Docket 00-257, as well as with the International Bureau on December 16, 2011 (*see* DA No. 12-88, 27 FCC Rcd 422, rel'd January 26, 2012).

As a result of this merger, WCI ceased to exist as a separate entity on December 11, 2011, and in 2012 had no customers or operations, and provided no services. Therefore, in 2012: (i) WCI did not take any actions (i.e. proceedings instituted or petitions filed at either state commissions, the court system, or at the Commission) against data brokers; and (ii) WCI did not receive any customer complaints in the past year concerning the unauthorized release of CPNI. All of WCI's operations, customers, and services were taken over by WBI after December 31, 2011. WBI is separately filing its own CPNI certification.

The Company represents and warrants that the above certification is consistent with 47 C.F.R. § 1.17 which requires truthful and accurate statements to the Commission. The Company also acknowledges that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.

Signed

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